

Application No. 10/800,397

Attorney Docket No. 34812.3

Customer No.: 27683

III. Remarks**A. Status of the Application**

Claims 2-7 and 22-27 will be pending after entry of the present paper. Claims 1-7 and 18-27 were previously pending. Claims 1 and 18-21 are cancelled by the present paper without prejudice to or disclaimer of the subject matter therein. New claims 28-35 are added by the present paper. Reconsideration of the present application in light of the above amendments and following remarks is respectfully requested.

B. Allowable Subject Matter

Applicants appreciate the indication that claims 6 and 23 would be allowable if rewritten in independent form. To that end, both claims 6 and 23 have been rewritten in independent form incorporating all of the limitations of their base claims. Further, claims 2-5 and 7 have been amended to depend from and further limit claim 6, while claims 22 and 24-27 have been amended to depend from and further limit claim 23. New claims 28-35 depend from and further limit claim 6. Accordingly, Applicants submit that all of the pending claims 2-7 and 22-35 are in condition for allowance.

C. Claim Rejections – 35 U.S.C. §112

The Office Action indicated that claims 6 and 23 are rejected under 35 U.S.C. §112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. In particular, the Office Action objected to the use of the term “can be”. Applicants have amended these claims to recite “are” instead of “can be”. Accordingly, Applicants request that the §112 rejection of these claims be withdrawn.

D. Claim Rejections – 35 U.S.C. §103

Claims 1, 4-7, 18-22, and 24-27 stand rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Publication No. 2005/0114204 to Kim et al. (“Kim”) in view of U.S. Patent 7,139,732 to Desenberg (“Desenberg”). Claims 2 and 3 stand rejected under 35 U.S.C. §103(a) as being unpatentable over the combination of Kim in view of Desenberg and in further view of U.S. Patent No. 6,925,495 to Hegde et al. (“Hegde”). As noted above claims 1 and 18-

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21 are canceled by the present paper. Also, claims 2-4, 7, 22, and 24-27 have been amended to depend from claims that were indicated as being allowable. Accordingly, these rejections are moot and will not be addressed at this time.

IV. Conclusion

It is believed that all matters set forth in the Office Action have been addressed and that all of the pending claims are in condition for allowance. Accordingly, an indication of allowability is respectfully requested.

The Office Action contains characterizations of the claims and the related art to which Applicant does not necessarily agree. Unless expressly noted otherwise, Applicant declines to subscribe to any statement or characterization in this or any other Office Action.

Should the Examiner deem that an interview with Applicant's undersigned attorney would further prosecution, the Examiner is invited to call the undersigned attorney at the telephone number indicated below.

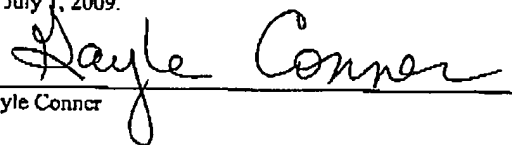
Respectfully submitted,



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I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office via EFS-Web on July 1, 2009.


Gayle Connor